IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No. 7685 of 1999
With
CIVIL APPLICATION No. 1660 of 2003

For Approval and Signature:

HONOURABLE MR.JUSTICE M.R. SHAH

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1 Whether Reporters of Local Papers may be allowed to see the judgment ?

2 To be referred to the Reporter or not ?

3 Whether their Lordships wish to see the fair copy of the judgment ?

4 Whether this case involves a substantial question of law as to the interpretation of the constitution of India, 1950 or any order made thereunder ?

5 Whether it is to be circulated to the civil judge ?

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INDRA D BHAVANANI - Petitioner(s)

Versus

DIVISIONAL RAILWAY MANAGER (COM) & 5 - Respondent(s)

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Appearance :
MR HARDIK C RAWAL for Petitioner(s) : 1,
MR JJ YAJNIK for Respondent(s) : 1 - 3.

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CORAM : HONOURABLE MR.JUSTICE M.R. SHAH

Date : 20/01/2006

ORAL JUDGMENT

By way of this petition under Article 226 of the Constitution of India, the petitioner has challenged the order passed by the respondents terminating the license of the petitioner dated 17-6-99.

It is not in dispute that the license which came to

be terminated, the validity of which was upto 2003 and therefore even otherwise, the present Special Civil Application has become infructuous by efflux of time.

Shri Hardik Raval, learned advocate appearing on behalf of the petitioner has submitted that liberty may be reserved for the petitioner to move an appropriate application for fresh license and the same may be considered in accordance with law and on merits.

Shri Yagnik, learned advocate appearing on behalf of the respondents has submitted that as and when such application is made, the same can be considered in accordance with law, on merits and as per the existing policy.

Under the circumstances, the present Special Civil Application is disposed of as having become infructuous. However, it is observed that such application is made by the petitioner for fresh license, the same may be considered by the respondents in accordance with law, on merits and as per the existing policy.

With the above observation and direction, this application is disposed of accordingly. Rule discharged. However, there will be no order as to costs. Ad-interim relief if any, stands vacated forthwith.

(M.R.SHAH,J.)

Shekhar/-